

EXHIBIT 1

STATE OF VERMONT
WINDHAM COUNTY, SS.

PLACE: Brattleboro Police Department
Brattleboro, Vermont

DATE: October 19, 2007

RECORDED BY: Brattleboro Dispatch

RECORDED DISPATCH CALLS #6

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BRATTLEBORO DISPATCH #6

1 DISPATCH: Bratt Dispatch.

2 UNIDENTIFIED CALLER: Hi. I have a question I was
3 wondering about. I was driving up Putney Road and you
4 know where they tore down the old bowling alley?

5 Q Yeah.

6 A There's like a group of twenty people
7 putting signs up and tents and all kinds of stuff, like
8 "Don't pave this sign" and all that.

9 Do you know what's going on?

10 Q I don't have any idea.

11 A Yeah. Because I was under the impression
12 isn't that all private property?

13 Q Oh, yeah, it's all private property.

14 A Yeah. Well, there must be a group of
15 protestors are putting up - I'm not kidding you,
16 they're putting up tents and they got like all kinds of
17 banners and signs and it says, "Don't pave it over"
18 and -

19 Q Huh.

20 A - all kinds of junk going on up there. So
21 I didn't know if you wanted somebody to drive by and
22 take a look or not.

23 Q Okay.

24 A It just - I can't stand protestors, so that's
25

1 what I was just wondering if you guys knew about it, if
2 they had a permit to even do it?

3 Q Yeah, nothing that I'm aware of, but I'm
4 checking the permits now and -

5 A Yeah.

6 Q - see if they have something to do that.

7 A They're putting up all these colored signs.
8 I don't know if they're planning on camping out there
9 and making a scene or what.

10 Q I don't know, but - well, I'll see what we
11 find.

12 A Oh, okay. Thank you.

13 Q All right. Thank you.

14 A Okay. Bye.

15 Q Bye-bye.

16 (End of Call)

17 (Next Call)

18 UNIDENTIFIED FEMALE: Hello.

19 UNIDENTIFIED MALE: Hi. How are you?

20 F Okay.

21 M Do you know if someone has a permit for that
22 - you know where the old bowling alley is up on Putney
23 Road, the old bowling alley just tore down?

24 F Yeah.

25 M Anybody have a permit to be on that

1 property or to do anything on that property, protesting
2 at all?

3 F I do not believe so.

4 M Okay.

5 F All right.

6 M That's what I'm looking for. I'm (inaudible)
7 here, but I just want to double check with you.

8 F Yup. Okay.

9 M Thank you. Bye.

10 F Yeah, bye.

11 (End of call)

12 (Next call)

13 DISPATCH: Bratt dispatch.

14 UNIDENTIFIED CALLER: Hey, it's Corey. Hey, is
15 Captain (inaudible) around?

16 Q Let me see if I can find him. Hang on.

17 (Next Call)

18 CHERYL: Rice Company. Cheryl speaking. May I
19 help you

20 DISPATCH: Hi Cheryl. This is Brattleboro,
21 Vermont Police Department calling.

22 Q Yes.

23 A Was wondering, do you own some property up
24 on Putney Road as Rice Oil?

25 Q I believe we still have Putney Road

neighbors, yes.

1 A Not a neighbor, this is -

2 Q Oh.

3 A - this is a vacant lot.

4 Q Oh, that. I don't know, but let me just
5 check with our vice president. May I put you on
6 hold for a second?

7 A Yes.

8 Q Thank you.

9 (Pause - overlapping calls)

10 (Next Call)

11 Q - the Town of Brattleboro. Okay.
12 All right. Address, (inaudible) Mountain.

13 A 1000 Putney Road.

14 Q Okay.

15 (End of call)

16 (Next call)

17 DISPATCH: Hi Ken. This is Brattleboro Police
18 Department calling.

19 KEN: Yes.

20 Q I'm wondering if you own a piece of property
21 up on Putney Road that was just bulldozed. There used
22 to be a Candle Pin Bowling Alley there. We heard it
23 was either Rice Oil or Cheshire and so we're trying to
24 find out -
25

1 A Where the bowling alley is?

2 Q Yeah. There was a bowling alley and it's
3 been bulldozed and now it's a vacant lot up on Putney
4 Road?

5 A Yeah. That's - that's Cheshire Oil.

6 Q That is Cheshire?

7 A Yes.

8 Q Well, it's filled with protestors, so I
9 guess we'll be giving Cheshire a call then.

10 A Do you want their number?

11 Q Oh, sure.

12 A I have it here.

13 Q Okay.

14 A 630 -

15 Q Uh-huh.

16 A - 352-0001.

17 Q Okay. Well, we thank you very much. And -

18 A What are they protesting?

19 Q They want to keep it vacant.

20 A Oh.

21 Q They pitched tents and everything.

22 A Oh, goodness.

23 Q So we're going to give Cheshire a call.

24 A Do they have their clothes on or not?

25 Q It is against the law now.

1 A In certain areas.

2 Q Yes. And that's one of them. So they
3 are clothed and protesting.

4 A All right.

5 Q Okay. Thank you.

6 A Good luck.

7 Q Yeah. Bye-bye.

8 A Bye.

9 (End of Call)

10 (Next Call)

11 CHESHIRE OIL: Good afternoon, Cheshire Oil.

12 DISPATCH: Yes, good afternoon. This is
13 Brattleboro Police Department calling.

14 Q Yes.

15 A And I understand that Cheshire Oil owns
16 that property on Putney Road?

17 Q Near their - where they tore down the bowling
18 alley?

19 A Yes.

20 Q Yes, they do.

21 A Well, at this moment there is a bunch of
22 protestors with tents and signs up there. And we're
23 wondering if you're aware of it and what you would like
24 us to do about it?

25 Q Okay. Let me give you my office supervisor,

okay?

1 A Okay.

2 (Pause)

3 JEAN: Good afternoon. This is Jean.

4 DISPATCH: Hi, Jean. This is Brattleboro Police
5 Department calling.

6 Q Yes.

7 A On the property that you own in Brattleboro
8 where it was just bulldozed on Putney Road?

9 Q Yes.

10 A There is a bunch of protestors up there
11 with signs and tents.

12 Q I'm going to have you speak to Mr. Robertson,
13 James Robertson, and he can tell you what he wants to
14 do.

15 A Okay.

16 Q Hold on.

17 A Thank you. I'm getting to the right person.
18 It takes awhile.

19 (Pause)

20 MR. ROBERTSON: Hello.

21 DISPATCH: Hello, Mr. Robertson.

22 Q Yes.

23 A Brattleboro Police Department calling.

24 Q Right.

1 A On the property on Putney Road.

2 Q Yes.

3 A You have quite a few protestors up there
4 with tents and signs, etc.

5 Q Well, what are they protesting?

6 A They want to keep it vacant, obviously.
7 They don't want to build on it.

8 Q When did this -

9 A We've gotten a couple -

10 Q Wow.

11 A - of calls and we've just had a person
12 stop in here and tell us, so we thought we'd like you
13 know. Now I can send an officer up there and have them
14 removed.

15 Q That would be -

16 A And - and, if so, would you like a trespass
17 order on - issued on these people so they cannot go
18 back on your property?

19 Q This is crazy.

20 A Yes, it is. But -

21 Q I don't want to start a war with them, but I
22 don't know that I need them on my - I can't let anybody
23 else go on my property, I don't know why -

24 A Absolutely. And so -

25 Q So, yes.

1 A - would - would you like a trespass order
2 issued?

3 Q Yes, that's fine.

4 A Okay. And what's your title over at Rice
5 Oil?

6 Q I'm president and owner.

7 A Okay. Then I'll let the officers know and
8 then send them up there. You may want to just take a
9 ride over and see for yourself, too, okay?

10 Q Yeah, okay. Thanks.

11 A Oh, okay. Thank you.

12 Q Bye.

13 A Bye-bye.

14 (End of Call)

15 (Next call)

16 DISPATCH: Dispatch 29.

17 UNIDENTIFIED SPEAKER: Go ahead for 29.

18 Q Okay. I just spoke with a James Robertson,
19 who's the president and owner of Cheshire Oil. He'd
20 like those people removed from his property - property.
21 If necessary, a trespass order should be issued, but if
22 they'll just leave, then he's happy with that as long
23 as they say they won't be coming back. And I think
24 he's going to be taking a ride over from Keene.

25 A We'll take care of it.

1 (End of Call)

2 (Next Call)

3 DISPATCH: Brattleboro Dispatch.

4 UNIDENTIFIED SPEAKER: Hi. Could you tell me if
5 Chief Martin is in by any chance?

6 Q Let me put you over to his desk. Hold on,
7 please.

8 A Okay. Thank you.

9 (Pause)

10 DISPATCH: Bratt Dispatch.

11 UNIDENTIFIED SPEAKER: Hey, it's me.

12 Q Hi.

13 A Are you there?

14 Q Yeah. Go ahead.

15 A Can you do me a favor. The battery in this
16 thing is going to die soon, but can you do me a favor?

17 Q Yeah.

18 A We have two more that are still here. They
19 have themselves like buckled to the inside of a
20 frickin' 55-gallon drum.

21 Q Okay.

22 A Can you call Cheshire Oil back and speak to
23 whoever the person is and see if they're all right with
24 us just leaving them? I mean I can't imagine they're
25 going to stay very long once they realize they're not

getting arrested. Their whole goal is to get arrested.

Q Okay.

A See, if we just leave them -

Q Yup.

A - then they got to leave on their own.

Q Okay. I'll call you back as soon as I can.

A All right. Thanks.

Q All right. Bye-bye.

(End of Call)

(Next call)

CHESHIRE OIL: Good afternoon. Cheshire Oil.

OFFICER: Hi. Good morning. Brattleboro Police
Department calling. How are you?

Q Good. How about yourself?

A Well, not too bad. I called over earlier
about some protestors you had on your property up on
1002 Putney Road.

Q Oh, yes.

A I believe we spoke with a Mr. Robertson. Is
he available that I could chat with real quick?

Q Okay. Just a moment.

A Thanks.

(Pause)

BRYANT: Good afternoon. This is Bryant.

OFFICER: Hi. Good morning. This is Brattleboro

1 Police Department calling. How are you?

2 Q Good.

3 A I'm not sure if we spoke with you earlier
4 in reference to the property up on Putney Road or not?

5 Q You probably spoke to my dad.

6 A Okay. We've got just about everybody off
7 the property.

8 Q Yeah.

9 A They have - we have two people that
10 apparently have buckled themselves to a 55-gallon
11 drum up there. The lieutenant wanted me to give you a
12 call. Our concern is they're doing it for show.

13 Q Yup.

14 A They want to get arrested.

15 Q Yeah.

16 A He's wondering whether or not you will allow
17 them to remain there, to not be arrested and to have
18 them leave on their own. I think when we spoke to your
19 dad earlier he was we want them off the property. If
20 you need to do a trespass, do a trespass. I just - I'm
21 not really sure if that's going to gain us anything at
22 this point because I think they're just looking for
23 that - that show. So the officer's wondering if you'll
24 allow them to stay at this point and have them leave on
25 their own or do you really want us to buckle them up

1 and move them along?

2 Q Well, I mean when are they going to leave?

3 A My thought is, as I think a supervisor is
4 that's up there, is that once they realize that they're
5 not going to get arrested, they're just going to leave
6 on their own.

7 Q Well, I suppose that's fine for today.

8 A Okay. If we - if they remain, obviously,
9 we can do something different. We just - we don't want
10 to give them a platform -

11 Q Right.

12 A - at this point, which is all we really think
13 that they're looking for.

14 Q All right. That's - I guess that's fine.
15 If they're still there tomorrow, then we got to do
16 something different.

17 A Okay. All right. And you said your name
18 was Brian; is that right?

19 Q Bryant, B-R-Y-A-N-T.

20 A Bryant. And Robertson is the last name?

21 Q Yup.

22 A Okay. Very good, sir. I'll let them know.
23 And if anything changes, I'll give you a call.

24 Q All right. Thanks.

25 A Thank you, sir. All right. Bye.

Q Bye.

(End of call)

(Next call)

OFFICER: Dispatch 20.

DISPATCH: 20.

Q Kathy, we cleared from up there for now until we make a phone call and transfer some info.

A Yup. I have made a 21 to Cheshire Oil. I spoke with the son. His name was Bryant. Is comfortable with leaving them for there for now. If they're there tomorrow, we'll need to do something different. 10-4.

Q We'll take it as it goes here. We'll just keep in contact with them.

(End of call)

CERTIFICATE OF TRANSCRIPT

I, GAIL F. DICKINSON, do hereby certify that the foregoing pages numbered 1 through 15, inclusive, are a true, accurate and complete transcript taped in the matter of Brattleboro Police Department Dispatch Calls #6, for which transcript was duly requested.

DATE

5/10/09


GAIL F. DICKINSON